

June 26, 2019

Regional Freedom of Information Officer
U.S. EPA, Region 4
AFC Bldg, 61 Forsyth Street, S.W., 9th Flr (4PM/IF)
Atlanta, GA 30303-8960
(404) 562-9891

Re: Freedom of Information Act Request Relating to Big Rivers Electric Corporation's
MATS Compliance

Dear FOIA Officer:

I represent ADA-ES, Inc. ("ADA-ES") in a civil action between ADA-ES and Big Rivers Electric Corporation ("Big Rivers") pending in the United States District Court for the Western District of Kentucky, Case No. 4:18-cv-0016-JHM-HBB.

Under the Freedom of Information Act (the "Act"), 5 U.S.C. § 552, and the implementing regulations of the U.S. Environmental Protection Agency ("EPA") at 40 C.F.R. Part 2, I request copies of records within the EPA's possession that relate to Big Rivers' submissions, reports, data, correspondence, or other documents from 2014 to present regarding its compliance with the mercury emissions requirements of the Mercury and Air Toxics Standard ("MATS") for Big Rivers' D.B. Wilson Station ("Wilson Station"). The Wilson Station is located at 5663 State Route 85 West, Centertown, Kentucky 42328. For purposes of this request, "records" has the same meaning as provided in the Act and all implementing regulations.

These records are pertinent to the allegations in the above-referenced case, which relate to a dry sorbent injection system designed and installed by ADA-ES at Big Rivers' Wilson Station. Further, these documents will be used to refute Big Rivers' claim that it is in jeopardy of violating various federal regulations, including MATS, because of ADA-ES' purported actions.

If there are any fees for searching for or copying these records, please inform me if the cost will exceed \$2,500. This information is not being sought for commercial purposes.

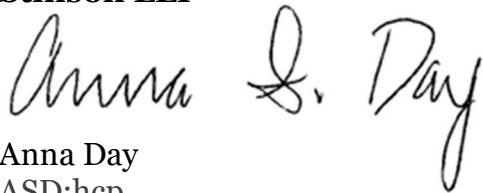
If you deny any or all of this request, please cite each specific exemption you feel justifies the refusal to release the information and notify me of the appeal procedures available to my client under the law. Also, if any documents are not produced, please provide me with a log specifying the date and description of each document withheld and the reason for not producing each document.

6400 S. Fiddlers Green Circle, Suite 1900, Greenwood Village, CO 80111

Please refer any questions regarding this request to me by name at the above email address or telephone number. Thank you in advance for your prompt attention to this request.

Sincerely,

Stinson LLP

A handwritten signature in black ink that reads "Anna L. Day". The signature is written in a cursive, flowing style.

Anna Day
ASD:hcp

cc: Perry L. Glantz